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BEFORE THE ARIZONA CORPORATION COMMISSION

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COMMISSIONERS

MIKE GLEASON, Chairman
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KRISTIN K. MAYES
GARY PIERCE

2007 OCT -5 P 3: 25

AZ CORP COMMISSION
DOCKET CONTROL

Arizona Corporation Commission

DOCKETED

OCT 05 2007

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IN THE MATTER OF THE APPLICATION OF
GILA LOCAL EXCHANGE CARRIER FOR
APPROVAL FOR A CERTIFICATE OF
CONVENIENCE AND NECESSITY TO
PROVIDE INTRASTATE
TELECOMMUNICATION SERVICES IN
ARIZONA.

DOCKET NO. T-020515A-07-0133

PROCEDURAL ORDER

BY THE COMMISSION:

On March 2, 2007, Gila Local Exchange Carrier ("Applicant") filed an application with the Arizona Corporation Commission ("Commission") for a Certificate of Convenience and Necessity ("CC&N") to provide resold and facilities-based local exchange and resold and facilities-based long distance telecommunications services in the State of Arizona. The Applicant also petitioned the Commission to have its proposed services be classified as competitive.

On March 30, 2007, the Commission's Utilities Division Staff ("Staff") filed a Letter of Insufficiency stating that the Applicant's application had not met the sufficiency requirements as outlined in the Arizona Administrative Code ("A.A.C."). The Letter of Sufficiency directed the Applicant to provide Docket Control with the information requested in the Letter within 30 days.

On May 23, 2007, the Applicant requested a protective agreement regarding financial information from its parent company, Gila River Telecommunications, Inc. Staff and the Applicant subsequently entered a protective agreement dated June 28, 2007.

On July 2, 2007, Staff received the Applicant's response to Staff's First Set of Data Requests. The Applicant did not file the response with Docket Control. In the response, the Applicant indicated that it wanted to add Private Line Services as one of the types of telecommunication services it may provide in Arizona.

On August 29, 2007, Staff filed its Staff Report recommending approval of the Applicant's

1 application and recommending that its proposed services be classified as competitive.

2 On September 7, 2007, a Procedural Order was issued scheduling a Hearing in this docket for
3 October 26, 2007.

4 As of today, no portion of the Applicant's response to Staff's First Set of Data Requests has
5 been filed with the Commission's Docket Control. Thus, this information is not readily available to
6 members of the public who may be interested in reviewing the Applicant's response.

7 IT IS THEREFORE ORDERED that the Applicant shall, by **October 15, 2007**, file with the
8 Commission's Docket Control all portions of the Applicant's response to Staff's First Set of Data
9 Requests that do not contain information covered by the protective agreement dated June 28, 2007.

10 IT IS FURTHER ORDERED that all provisions of the September 7, 2007, Procedural Order
11 remain in effect.

12 IT IS FURTHER ORDERED that all parties must comply with Rule 38 of the Rules of the
13 Arizona Supreme Court with respect to the practice of law and admission *pro hac vice*.

14 IT IS FURTHER ORDERED that withdrawal of representation must be made in compliance
15 with A.A.C. R14-3-104(E) and Rule 1.16 of the Rules of Professional Conduct (under Rule 42 of the
16 Rules of the Arizona Supreme Court). Representation before the Commission includes appearing at
17 all hearings, procedural conferences, and Open Meetings at which the matter is scheduled for
18 discussion, unless counsel has previously been granted permission to withdraw by the Administrative
19 Law Judge or the Commission.

20 IT IS FURTHER ORDERED that the Ex Parte Rule (A.A.C. R14-3-113—Unauthorized
21 Communications) applies to this proceeding and shall remain in effect until the Commission's
22 Decision in this matter is final and non-appealable.

23 IT IS FURTHER ORDERED that the Presiding Officer may rescind, alter, amend, or waive
24 any portion of this Procedural Order either by subsequent Procedural Order or by ruling at hearing.

25 Dated this 5th day of October, 2007.

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SARAH N. HARPRING
ADMINISTRATIVE LAW JUDGE

1 Copies of the foregoing mailed/delivered
2 this 5th day of October, 2007 to:

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21 By: 
22 Debra Broyles
23 Secretary to Sarah N. Harpring
24
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